\* Licensed in NJ, NY and D.C. + Certified by the Supreme Court of NJ as a Civil Trial Attorney

Criminal and Injury Lawyers

September 1, 2017

Via Electronic Filing

Hon. Ann Marie Donio, U.S.M.J. United States District Court District of New Jersey - Camden Vicinage Mitchell H. Cohen Building & U.S. Courthouse 4<sup>th</sup> & Cooper Streets Camden, New Jersey 08101

> Re: Donald Gardner v. New Jersey State Police, et. al.

> > Civil Action No: 1:15-cv-08982-RBK-AMD

Dear Judge Donio:

Today I spoke with Morrison Kent Fairbairn, Esq., counsel for Defendant City of Atlantic City (AC). Plaintiff is not opposing AC's pending motion to dismiss. Accordingly, Mr. Fairbairn consented to the settlement conference proceeding in his absence, as scheduled, on September 7, 2017, at 12:00 p.m., if it please the Court.

Thank you for the Court's courtesies in this and all matters.

Respectfully submitted,

JEFFREY S. FARMER, ESQ.

CC: John C. Hegarty, Esq.

Michael Barker, Esq.

Deputy Attorney General Kevin Dronson

Morrison Kent Fairbairn, Esq.